

Exhibit *ZZZ*

1
2 IN THE UNITED STATES DISTRICT COURT
3 FOR THE SOUTHERN DISTRICT OF NEW YORK

4 -----x

5 EASTERN PROFIT CORPORATON LIMITED,,
6 Plaintiff/Counterclaim Defendant,
7

8 Case No. 18-cv-2185

9 v.

10 STRATEGIC VISION US, LLC,
11 Defendant/Counterclaim Plaintiff.
12 -----x

13 10:00 a.m.
November 19, 2019

14
15 405 Lexington Avenue
New York, New York

16
17 DEPOSITION of JOHN MICHAEL WALLER,
18 testifying under Rule 30(b)(6) on behalf of
19 STRATEGIC VISION US, LLC in the above entitled
20 matter, pursuant to Notice, before Stephen J.
21 Moore, a Registered Professional Reporter,
22 Certified Realtime Reporter and Notary Public of
23 the State of New York.
24
25

<p style="text-align: right;">Page 2</p> <p>1</p> <p>2 A P P E A R A N C E S:</p> <p>3</p> <p>4 GRAVES GARRETT LLC</p> <p>5 Attorneys for Eastern Profit</p> <p>6 Corporation Limited</p> <p>7 1100 Main Street</p> <p>8 Kansas City, Missouri 64105</p> <p>9</p> <p>10 BY: EDWARD D. GREIM, ESQ.</p> <p>11 and</p> <p>12 JENNIFER DONNELLI, ESQ.</p> <p>13</p> <p>14 PEPPER HAMILTON, LLP</p> <p>15 Attorneys for Strategic Vision US,</p> <p>16 LLC</p> <p>17 1313 N. Market Street 5100</p> <p>18 Wilmington, Delaware 19899</p> <p>19</p> <p>20 BY: JOANNA CLINE, ESQ.</p> <p>21</p> <p>22 ALSO PRESENT:</p> <p>23 DANIEL PODHASKIE</p> <p>24 YVETTE WANG</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 MICHAEL WALLER</p> <p>2 THE VIDEOGRAPHER: Good morning.</p> <p>3 We are recording and on the record at</p> <p>4 9:09 a.m. on November 19, 2019.</p> <p>5 Please note that the microphones</p> <p>6 are sensitive and may pick up whispering,</p> <p>7 private conversations and cellular</p> <p>8 interference.</p> <p>9 Please turn off all cell phones or</p> <p>10 place them away from the microphones, as</p> <p>11 they can interfere with the deposition</p> <p>12 audio.</p> <p>13 Recording will continue until all</p> <p>14 parties agree to go off the record.</p> <p>15 This is video 1 in the deposition</p> <p>16 of Michael Waller, taken by counsel for</p> <p>17 the Plaintiff, in the matter of Eastern</p> <p>18 Profit Corporation, Limited, versus</p> <p>19 Strategic Vision US, LLC, filed in the</p> <p>20 U.S. District Court, Southern District of</p> <p>21 New York, case number 18 CV 2185 JGP.</p> <p>22 This deposition is being held at</p> <p>23 405 Lexington Avenue, New York, New York.</p> <p>24 My name is George Libbares the</p> <p>25 court reporter is Stephen Moore and we are</p>
<p style="text-align: right;">Page 3</p> <p>1</p> <p>2 EXAMINATION BY PAGE</p> <p>3 MS. CLINE 5</p> <p>4 E X H I B I T S</p> <p>5 SV</p> <p>6 EXBT 101 Strategic Vision's amended 11 14</p> <p>7 Answer and counterclaims</p> <p>8 EXBT 102 List of names 55 25</p> <p>9 EXBT 103 Bank statement for 71 5</p> <p>10 Georgetown Research for the</p> <p>11 month of January, 2018</p> <p>12 EXBT 104 Invoice from Team 1 leader 75 21</p> <p>13 to Georgetown Research for</p> <p>14 \$200,000</p> <p>15 EXBT 105 Invoice from Allied Special 105 5</p> <p>16 Operations Group from March</p> <p>17 2018</p> <p>18 EXBT 106 Handwritten notes 121 16</p> <p>19 EXBT 107 Document Bates stamped SVUS 160 22.</p> <p>20 1961 through 65</p> <p>21 EXBT 108 Document Bates stamped 1966 160 22</p> <p>22 through 1971</p> <p>23 EXBT 109 Document Bates stamped 1972 160 22</p> <p>24 through 1975</p> <p>25 EXBT 110 Document Bates stamped SVUS 164 8</p> <p>1976 through 1990</p>	<p style="text-align: right;">Page 5</p> <p>1 MICHAEL WALLER</p> <p>2 here from Veritext New York.</p> <p>3 Counsel will now state their</p> <p>4 appearances and the court reporter will</p> <p>5 administer the oath.</p> <p>6 MS. CLINE: This is Johanna</p> <p>7 Cline, Pepper Hamilton for Eastern</p> <p>8 Profit.</p> <p>9 And just one clarification, today's</p> <p>10 deposition is the deposition of Strategic</p> <p>11 Vision, a 30(b)(6) deposition, and</p> <p>12 Mr. Wallerer is Strategic Vision's first</p> <p>13 deponent.</p> <p>14 MR. GREIM: Eddie Greim and</p> <p>15 Jennifer dONNELLI, Graves Garrett LLC</p> <p>16 for Strategic Vision.</p> <p>17</p> <p>18 JOHN MICHAEL WALLER,</p> <p>19 called as a witness, having been first</p> <p>20 duly sworn by the Notary Public, was</p> <p>21 examined and testified as follows:</p> <p>22</p> <p>23 EXAMINATION BY</p> <p>24 MS. CLINE:</p> <p>25</p>

2 (Pages 2 - 5)

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1 MICHAEL WALLER
2 attention to paragraph 18, so go ahead and read
3 that.
4 A Okay.
5 Q All right, let's just start with
6 sort of the first part of the first sentence
7 which says, "Guo represented to Strategic
8 Vision that he was a dissident."
9 Do you see that?
10 A Yes.
11 Q Where was that representation
12 made?
13 A At his home at Sherry
14 Netherland.
15 Q Do you remember on what date?
16 A On the first time November 21,
17 2017.
18 Q Was it made more than one time,
19 that representation?
20 A Yes.
21 Q So the first time was what did
22 you say, I'm sorry?
23 A November 21, 2017.
24 Q When was the next time it was
25 made?

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1 MICHAEL WALLER
2 A Also at his residence a couple
3 of weeks later in December.
4 Q Those were the only two times
5 they were made?
6 A No, they were all four times I
7 met him.
8 Q Did you meet him all four times
9 at the Sherry?
10 A Yes.
11 Q Let's start with the first one,
12 November 21, who else was present?
13 A French Wallop was present.
14 Lianchao Han was present and Guo Wengui was
15 present; that was all.
16 Q When you met him in December
17 of -- we are talking 2017, who was present?
18 A In the first meeting was the
19 same group, it was French Wallop, Lianchao Han,
20 Guo Wengui and myself.
21 Q The third meeting, do you
22 remember when that was?
23 A That would have been later in
24 the month.
25 Q Who was present there?

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1 MICHAEL WALLER
2 A And it was French Wallop, Guo
3 Wengui and the third time I met him regardless
4 of the date, and Yvette Wang.
5 Q And there was a fourth time?
6 A Yes; it was later, it was around
7 January 26, 2018.
8 Q Who was there?
9 A It was French Wallop, Guo Wengui
10 and Yvette Wang.
11 Q Is it Strategic Vision's
12 position that that statement, that Mr. Guo was
13 a dissident is a statement that Strategic
14 Vision relied upon in entering into the
15 research agreement at issue in this case?
16 A We based our decision to work
17 with him on his profession that he was a
18 Chinese dissident against the Communist Party.
19 Q So, was the notion that he was a
20 Chinese dissident important to Strategic
21 Vision?
22 A Yes.
23 Q But that notion isn't captured
24 in the research agreement itself, is it?
25 A Of course it is.

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1 MICHAEL WALLER
2 Q Actually this one is already
3 marked, we will just call it Han 11.
4 Is Han 11 the research agreement
5 that's at issue in this case?
6 A It appears to be.
7 Q Could you show me where in Han
8 11 there is a representation that Mr. Guo is a
9 dissident?
10 A Mr. Guo is not named in this
11 agreement, but Strategic Vision negotiated this
12 agreement with him personally and he was
13 explicit about using this project to promote
14 his dissident activities against the Chinese
15 Communist Party.
16 Q Yes. So you told me a moment
17 ago, I asked you whether the notion that
18 Mr. Guo was a dissident was memorialized in the
19 agreement, and you said of course it is.
20 MR. GREIM: Objection, misstates
21 the last question and the witness'
22 answer.
23 Q My question is -- let me ask it
24 again, the record reflects what you actually
25 said.

<p style="text-align: right;">Page 34</p> <p>1 MICHAEL WALLER</p> <p>2 Q And then the next thing you</p> <p>3 mentioned was May of '17?</p> <p>4 A Yes.</p> <p>5 Q Then the third thing you</p> <p>6 mentioned was August of 2017?</p> <p>7 A August 26th.</p> <p>8 Q Of 2017?</p> <p>9 A Yes.</p> <p>10 Q And the year's long vexatious</p> <p>11 litigation campaign that you identify, when did</p> <p>12 that start?</p> <p>13 A It began in 2017.</p> <p>14 Q Do you know when in 2017?</p> <p>15 A No. Later 2017.</p> <p>16 He followed up on his litigation</p> <p>17 by suing the very people he had been denouncing</p> <p>18 as people who must die the previous March 5th,</p> <p>19 2017.</p> <p>20 Q And the audio recording was</p> <p>21 published where?</p> <p>22 A It appeared on YouTube first.</p> <p>23 Q And the statement that was made</p> <p>24 in May of 2017, where was that published?</p> <p>25 A It appeared on YouTube and later</p>	<p style="text-align: right;">Page 36</p> <p>1 MICHAEL WALLER</p> <p>2 from God, as the greatest and most humane</p> <p>3 leader of China and other effusive comments</p> <p>4 about the Chinese Communist Party leader.</p> <p>5 Q Do you know when those</p> <p>6 statements were published?</p> <p>7 A They were published throughout</p> <p>8 that whole period, from the spring of 2017 up</p> <p>9 until I believe as recently as September 2019.</p> <p>10 Q Any other evidence that Mr. Guo</p> <p>11 is not, in fact, a dissident?</p> <p>12 A Yes. He owes his entire</p> <p>13 business success to the Chinese secret police</p> <p>14 called MSS, ministry of state security.</p> <p>15 Q How do you know that?</p> <p>16 A Mr. Guo told this to the Voice</p> <p>17 of America in an extensive interview in April</p> <p>18 2017 and he told journalist Bill Gertz, who was</p> <p>19 then with the Washington Free Beacon, in an</p> <p>20 article published in July 2017, and other</p> <p>21 statements.</p> <p>22 He also told Mike Forsythe of</p> <p>23 The New York Times.</p> <p>24 Q In 2017?</p> <p>25 A Yes.</p>
<p style="text-align: right;">Page 35</p> <p>1 MICHAEL WALLER</p> <p>2 Mr. Guo provided it to the Wall Street Journal.</p> <p>3 Q And then the statement that was</p> <p>4 published in August of 2017, where was that</p> <p>5 published?</p> <p>6 A That was -- that was -- there</p> <p>7 were a couple, there was a video that was made</p> <p>8 approximately on the 30th of August, 2017, on</p> <p>9 Youtube, and then Mr. Guo made an interview</p> <p>10 with a Chinese online news outlet that</p> <p>11 translates to Mirror, roughly around the end of</p> <p>12 August, early September 2017.</p> <p>13 Q Okay, other than those</p> <p>14 recordings or statements that you just</p> <p>15 mentioned and the litigation campaign as you</p> <p>16 described it, does Strategic Vision have any</p> <p>17 additional evidence in support of the notion</p> <p>18 that Mr. Guo is not, in fact, a dissident?</p> <p>19 A Yes.</p> <p>20 Q Please describe it.</p> <p>21 A Mr. Guo made numerous public</p> <p>22 statements that he published on Guo Media or</p> <p>23 Voice of Guo announcing or pronouncing his</p> <p>24 loyalty to Chinese communist party's leader Xi</p> <p>25 Jinping and praising Xi Jinping as a gift</p>	<p style="text-align: right;">Page 37</p> <p>1 MICHAEL WALLER</p> <p>2 Q Any other evidence that Mr. Guo</p> <p>3 was not, in fact, a dissident?</p> <p>4 A Yes, he continues as recently as</p> <p>5 this year to show a profound affection and</p> <p>6 respect for the former vice minister of state</p> <p>7 security, his name is Ma Jian and he had made</p> <p>8 his fortune under Ma Jian's sponsorship.</p> <p>9 And worked with Ma Jian to wire</p> <p>10 his real estate properties, including the</p> <p>11 Pangzhou Plaza Hotel and retail complex, to</p> <p>12 wire everything electronically so that the</p> <p>13 secret police; could take compromising videos</p> <p>14 of anybody who it wished to.</p> <p>15 So he had in building his</p> <p>16 fortune from his early beginnings with Ma Jian</p> <p>17 at the provincial level all the way up to the</p> <p>18 national level in Beijing, he relied on Ma Jian</p> <p>19 as his patron and sponsor.</p> <p>20 Q And what's the basis of your</p> <p>21 testimony regarding Mr. Jian?</p> <p>22 A These were Guo's own statements.</p> <p>23 Q The statements you have just</p> <p>24 described?</p> <p>25 A Yes.</p>

<p style="text-align: right;">Page 38</p> <p>1 MICHAEL WALLER</p> <p>2 Q Any other evidence regarding the</p> <p>3 notion that Mr. Guo is not, in fact, a</p> <p>4 dissident?</p> <p>5 A Yes, unlike most dissidents from</p> <p>6 communist countries who come to the United</p> <p>7 States, Mr. Guo is not a defector, meaning he</p> <p>8 did not turn against the system that he left.</p> <p>9 Q What's the basis for that</p> <p>10 statement?</p> <p>11 A He was able to apply for a</p> <p>12 defector Visa in 2017 when he sought a</p> <p>13 permanent status in the United States.</p> <p>14 He -- according to what he --</p> <p>15 according to Mr. Guo as reported by Bill Gertz</p> <p>16 he opted not to be a defector.</p> <p>17 Q And the basis for that testimony</p> <p>18 is reporting done by Mr. Gertz?</p> <p>19 A As Guo -- yes, as Guo told him.</p> <p>20 Q I apologize again for my</p> <p>21 inability to speak Mandarin, but are you</p> <p>22 familiar with a gentleman whose name is first</p> <p>23 name Xia, X-i-a, second name Yeliang,</p> <p>24 Y-e-l-i-a-n-g?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 40</p> <p>1 MICHAEL WALLER</p> <p>2 were your communications with Mr. Xia part of</p> <p>3 the basis for Strategic Vision's fraud</p> <p>4 allegations?</p> <p>5 A No.</p> <p>6 Q Did you and Mr. Xia exchange</p> <p>7 text messages regarding --</p> <p>8 MS. CLINE: Strike that.</p> <p>9 Q Did you and Mr. Xia exchange any</p> <p>10 written messages regarding Mr. Guo?</p> <p>11 A I don't recall.</p> <p>12 Q Are you aware of a lawsuit in</p> <p>13 the Eastern District of Virginia in which</p> <p>14 Mr. Guo sued Mr. Xia for defamation with regard</p> <p>15 to the allegations regarding his being a spy?</p> <p>16 A Yes.</p> <p>17 Q And you are aware that Mr. Guo</p> <p>18 won a jury verdict, correct?</p> <p>19 A He won parts of it on a jury</p> <p>20 verdict.</p> <p>21 Q He won \$100,000, right?</p> <p>22 A No, he had to also pay back, I</p> <p>23 think, \$20,000.</p> <p>24 Q He got a verdict in his favor of</p> <p>25 \$100,000?</p>
<p style="text-align: right;">Page 39</p> <p>1 MICHAEL WALLER</p> <p>2 Q How do you pronounce that?</p> <p>3 A I am not Mandarin speaking</p> <p>4 either, I X-i-a is pronounced Xia, or close</p> <p>5 enough.</p> <p>6 Q And who is Mr. Xia?</p> <p>7 A She's a Defendant in one of</p> <p>8 Guo's suits who's a critic of the Chinese</p> <p>9 regime and of Guo.</p> <p>10 Q And you know Mr. Xia, right?</p> <p>11 A I met him once.</p> <p>12 Q Did you ever discuss with</p> <p>13 Mr. Xia the subject of whether or not Mr. Guo</p> <p>14 is a Chinese spy?</p> <p>15 A He told me that he contended</p> <p>16 that Guo was a Chinese spy.</p> <p>17 Q Mr. Xia told you?</p> <p>18 A Yes.</p> <p>19 Q That Mr. Xia contended that Guo</p> <p>20 was a spy?</p> <p>21 A Yes.</p> <p>22 Q And when did that conversation</p> <p>23 take place?</p> <p>24 A Probably in June of this year.</p> <p>25 Q That was before -- was that --</p>	<p style="text-align: right;">Page 41</p> <p>1 MICHAEL WALLER</p> <p>2 A He got a partial verdict in his</p> <p>3 favor, as far as I understand.</p> <p>4 Q So, the jury found that the</p> <p>5 statement that Mr. Guo was a Chinese spy is</p> <p>6 defamatory, right?</p> <p>7 MR. GREIM: Objection, calling</p> <p>8 for this witness to speculate about what</p> <p>9 a jury found in some other case.</p> <p>10 It's beyond the scope of the notice</p> <p>11 and it's calling for a legal conclusion.</p> <p>12 A I can't give a legal conclusion.</p> <p>13 Q Were you -- I'm just asking for</p> <p>14 your understanding, not a legal conclusion.</p> <p>15 MR. GREIM: But his own personal</p> <p>16 understanding of that case is not</p> <p>17 relevant to anything in -- under the</p> <p>18 notice.</p> <p>19 I mean he said that we are not</p> <p>20 relying upon that jury verdict for</p> <p>21 anything in this case, so --</p> <p>22 Q No, I need an answer to my</p> <p>23 question. These allegations all go to</p> <p>24 Mr. Guo's status as a dissident or not.</p> <p>25 So, did you attend that trial by</p>

<p style="text-align: right;">Page 42</p> <p>1 MICHAEL WALLER</p> <p>2 the way?</p> <p>3 A No.</p> <p>4 Q Were you involved in that trial</p> <p>5 at all?</p> <p>6 A I was asked to be a witness in</p> <p>7 that trial.</p> <p>8 Q Did you testify?</p> <p>9 A No.</p> <p>10 Q What were you asked to testify</p> <p>11 about?</p> <p>12 A About my understanding of Guo as</p> <p>13 a dissident.</p> <p>14 MS. CLINE: Sounds relevant to</p> <p>15 me.</p> <p>16 Q Why did you not testify?</p> <p>17 MR. GREIM: Hold on, hold on,</p> <p>18 wait a minute.</p> <p>19 I'm going to object to being</p> <p>20 outside the scope of the notice. The</p> <p>21 witness has said he was asked to testify</p> <p>22 about his own personal understanding of</p> <p>23 Guo as a dissident.</p> <p>24 Strategic Vision was not asked to</p> <p>25 testify in that case, and this is to --</p>	<p style="text-align: right;">Page 44</p> <p>1 MICHAEL WALLER</p> <p>2 did not testify is not within the topics</p> <p>3 here. He's not here to individually</p> <p>4 testify.</p> <p>5 MS. CLINE: I just want to make a</p> <p>6 record so we can take this to the court,</p> <p>7 if need be.</p> <p>8 Q So you were asked to testify</p> <p>9 regarding Mr. Guo's dissident status, correct?</p> <p>10 A I was asked to testify in my</p> <p>11 individual capacity having nothing to do with</p> <p>12 Strategic Vision.</p> <p>13 Q But you were asked to testify</p> <p>14 about whether or not Mr. Guo was a dissident,</p> <p>15 correct?</p> <p>16 A Actually my -- the -- it has</p> <p>17 nothing to do with this case, so I cannot</p> <p>18 answer that question, based on counsel</p> <p>19 directing me not to answer.</p> <p>20 MR. GREIM: Let's see, here is</p> <p>21 the thing, I think -- let's do this, the</p> <p>22 question which is pending is whether</p> <p>23 Mr. Waller was asked to testify about</p> <p>24 Mr. Wengui's dissident status in another</p> <p>25 case.</p>
<p style="text-align: right;">Page 43</p> <p>1 MICHAEL WALLER</p> <p>2 the purpose of this deposition is to</p> <p>3 uncover the facts that Strategic Vision</p> <p>4 has that form the basis of its pleading.</p> <p>5 It's not to learn anything and</p> <p>6 everything that Mr. Waller knows or about</p> <p>7 his interaction with people in this other</p> <p>8 case.</p> <p>9 MS. CLINE: Can you repeat my</p> <p>10 question, please.</p> <p>11 (The question requested was read</p> <p>12 back by the reporter.)</p> <p>13 MR. GREIM: Okay, I'm going to</p> <p>14 instruct the witness not to answer that</p> <p>15 question.</p> <p>16 This does not relate to Guo</p> <p>17 Wengui's personal history, that's the</p> <p>18 closest I can come here.</p> <p>19 It does not relate to Strategic</p> <p>20 Vision's contention under number 3, it</p> <p>21 does not relate to the purported</p> <p>22 misrepresentations Guo made to Strategic</p> <p>23 Vision.</p> <p>24 This person -- Mr. Waller's</p> <p>25 individual decision on whether he did or</p>	<p style="text-align: right;">Page 45</p> <p>1 MICHAEL WALLER</p> <p>2 Is that -- I think I understand</p> <p>3 that. I think if that is the question, I</p> <p>4 would say we are beyond the scope, we are</p> <p>5 beyond the scope of this notice.</p> <p>6 This is not -- none of this is</p> <p>7 information that is internal to Strategic</p> <p>8 Vision, we are trying to, and some of</p> <p>9 these questions understand Strategic</p> <p>10 Vision's work product, we are right on the</p> <p>11 edge of that, and I think -- and</p> <p>12 Mr. Waller did not testify in the other</p> <p>13 case, and so I think exploring these</p> <p>14 communications is beyond the scope of the</p> <p>15 notice.</p> <p>16 So I will instruct the witness not</p> <p>17 even to answer that question.</p> <p>18 MS. CLINE: Okay, so just so we</p> <p>19 have it clear for the record, you are</p> <p>20 instructing the witness not to testify</p> <p>21 based on an argument that the question</p> <p>22 is beyond the scope of this 30(b)(6) and</p> <p>23 the question at issue is whether or not</p> <p>24 Mr. Waller -- is Mr. Waller's -- the</p> <p>25 request that Mr. Waller testify as to</p>

<p style="text-align: right;">Page 74</p> <p>1 MICHAEL WALLER</p> <p>2 correct?</p> <p>3 A Yes.</p> <p>4 Q Do you have any idea whose</p> <p>5 checking account ends in 001?</p> <p>6 A I believe this was Team 1</p> <p>7 leader.</p> <p>8 If page 1956 matches this, then</p> <p>9 it would be Team 1 leader.</p> <p>10 Q Was the transfer made to an</p> <p>11 individual or to an entity?</p> <p>12 A To an entity.</p> <p>13 Q And are you willing to testify</p> <p>14 about the name of that entity?</p> <p>15 A That's protected under an</p> <p>16 initial court order by Judge kettle.</p> <p>17 Q Do you know what Team 1 leader,</p> <p>18 was there -- what were the terms under which</p> <p>19 Team 1's leader was to receive \$200,000?</p> <p>20 A That was to set up Team 1</p> <p>21 outside the United States to do the work.</p> <p>22 Q And was there any itemization of</p> <p>23 that \$200,000?</p> <p>24 A No.</p> <p>25 Q So, you have no idea what that</p>	<p style="text-align: right;">Page 76</p> <p>1 MICHAEL WALLER</p> <p>2 \$200,000.</p> <p>3 Q Okay, so in the redacted section</p> <p>4 of text that's under the word invoice, is that</p> <p>5 where Team 1's leader's name would appear?</p> <p>6 A I believe so, yes.</p> <p>7 Q Other than this, is there any</p> <p>8 written evidence from Team 1 regarding that</p> <p>9 payment of \$200,000?</p> <p>10 A No, presumably illegible page</p> <p>11 1956, but that would be all.</p> <p>12 Q Did Team 1 send you a receipt</p> <p>13 after you paid the invoice that's number 104?</p> <p>14 A No. Not to my recollection.</p> <p>15 Q Did you create Exhibit 104?</p> <p>16 A I provided the document.</p> <p>17 Q So you created the invoice, did</p> <p>18 anyone at Team 1 ever touch Exhibit 104?</p> <p>19 A No.</p> <p>20 Q So you just created --</p> <p>21 A Touch the --</p> <p>22 Q So who created Exhibit 104?</p> <p>23 A Team 1 did. I created the</p> <p>24 exhibit in discovery, but Team 1 created the</p> <p>25 document.</p>
<p style="text-align: right;">Page 75</p> <p>1 MICHAEL WALLER</p> <p>2 \$200,000 was spent on?</p> <p>3 A Yes, I do.</p> <p>4 Q Okay, what was it?</p> <p>5 A It was on computer gear and a</p> <p>6 computer team.</p> <p>7 Q And did Strategic Vision ever</p> <p>8 get invoices or receipts for either the</p> <p>9 computer gear or the computer team?</p> <p>10 A We got an invoice.</p> <p>11 Q From whom?</p> <p>12 A Pardon me, Georgetown -- I don't</p> <p>13 recall whether it was Strategic Vision or</p> <p>14 Georgetown Research that got an invoice, but</p> <p>15 one of the two got an invoice.</p> <p>16 MS. CLINE: Mark this as the next</p> <p>17 exhibit, please.</p> <p>18 (The above described document was</p> <p>19 marked Exhibit SV 104 for identification</p> <p>20 as of this date.)</p> <p>21 A Yes, this is the invoice.</p> <p>22 Q So, yes, so if you would just</p> <p>23 describe for the record what Exhibit 104 is?</p> <p>24 A Exhibit 104 is an issue from</p> <p>25 Team 1 leader to Georgetown Research for</p>	<p style="text-align: right;">Page 77</p> <p>1 MICHAEL WALLER</p> <p>2 I mean this is Team 1's invoice</p> <p>3 to Georgetown Research which I provided as</p> <p>4 Georgetown Research, I provided in discovery.</p> <p>5 Q Okay, putting aside who produced</p> <p>6 it in discovery, who physically typed this up?</p> <p>7 A Team 1.</p> <p>8 Q Okay, and so you received this</p> <p>9 document that is Exhibit 104 from someone at</p> <p>10 Team 1, correct?</p> <p>11 A Yes.</p> <p>12 Q Then just to close the loop, so</p> <p>13 in connection with this invoice dated January</p> <p>14 6, Georgetown Research made a wire transaction</p> <p>15 on January 16th, is that right?</p> <p>16 A Yes.</p> <p>17 Q And then -- but you are not</p> <p>18 aware of any receipt that Team 1 provided when</p> <p>19 it received the funds, is that correct?</p> <p>20 A Correct.</p> <p>21 Q And you never got an itemization</p> <p>22 from Team 1 as to how that \$200,000 was spent,</p> <p>23 correct?</p> <p>24 A Correct.</p> <p>25 Q To the best of your knowledge it</p>

20 (Pages 74 - 77)

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1 MICHAEL WALLER
2 was spent on computer gear, computer teams, but
3 you can't say anything more specific than that?
4 A Correct.
5 Q Was there an understanding
6 between Strategic Vision and Team 1 about
7 expenses beyond \$200,000?
8 A No, that was a flat rate payment
9 system that we had, and we structured
10 everything in a way to protect Mr. Guo from
11 being discovered by the Chinese.
12 So in our discussing the
13 contract, as we were arranging this with
14 Mr. Guo, we said that all invoicing would be
15 kept to a minimum and there would be as little
16 paperwork as possible in order to prevent the
17 Chinese government from finding out about this
18 activity.
19 So, likewise, we were not to
20 have invoiced either, there would just be
21 certain payments made verbally, through a
22 verbal arrangement.
23 Q I'm sorry, there would be
24 payments made?
25 A Right.

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1 MICHAEL WALLER
2 Q Through a verbal?
3 A Right, so invoices would be
4 verbal.
5 Q Invoices would be oral, you
6 mean, not written down?
7 A Right.
8 Q And how physically did Team 1
9 transmit this invoice to Georgetown Research?
10 A By hand.
11 Q And where did that take place?
12 A Probably in Washington, D.C.
13 Q Do you remember?
14 A Not for facts.
15 Q So you met face-to-face with the
16 leader of Team 1 in Washington, is that right?
17 A Yes, in the D.C. area.
18 Q What was the date on which you
19 and he met?
20 A We met many times.
21 In terms of this contract, we
22 met many times between November and -- November
23 2017 and March 2018.
24 Q Do you remember when he gave you
25 this invoice that's Exhibit 104?

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1 MICHAEL WALLER
2 A On or about January 6, 2018.
3 Q Did Strategic Vision ask Team 1
4 to search its records for documents relevant to
5 this litigation?
6 A Yes.
7 Q And did they provide any?
8 A There were no documents.
9 Q Turn, if you would, in Exhibit
10 103 to Bates page 1957.
11 And this relates to -- it's a
12 bank account statement as of February 28th of
13 2018, correct?
14 A Yes.
15 Q There are two payments that are
16 American Express payments, do you see those?
17 A Yes.
18 Q Whose American Express is being
19 paid there?
20 A That was my American Express.
21 Q And then there is a wire
22 transfer to Allied Special Operations Group, do
23 you see that?
24 A Yes.
25 Q That's been referred to as Team

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1 MICHAEL WALLER
2 2 in this litigation, is that correct?
3 A Yes.
4 Q And that was the entirety of the
5 payment to Team 2, correct?
6 A Yes.
7 Q So, in terms of outgoing funds
8 from Georgetown Research, we have a \$200,000
9 deposit that goes to Team 1, correct?
10 A Yes.
11 Q And we have call it
12 approximately \$3,000 in your American Express
13 payment, correct?
14 A Yes.
15 Q And then the transfer to Team 2
16 for approximately \$5,400, right?
17 A Yes.
18 Q And then turn, if you would, to
19 the next page, to 1958, you see there are two
20 more American Express payments, right?
21 A Yes.
22 Q And those coordinate or
23 correspond to reimbursement invoices that you
24 submitted personally, correct?
25 A Yes, I believe so.

<p style="text-align: right;">Page 90</p> <p>1 MICHAEL WALLER</p> <p>2 by Strategic Vision and Eastern Profit in part</p> <p>3 in Ms. Wallop's home in Virginia, correct?</p> <p>4 A Most of it was negotiated with</p> <p>5 Guo Wengui in his home in New York City.</p> <p>6 Q Didn't some of the negotiations</p> <p>7 take place in Ms. Wallop's home in Virginia?</p> <p>8 A To my understanding, yes.</p> <p>9 Q And the contract was signed in</p> <p>10 Ms. Wallop's home in Virginia, correct?</p> <p>11 A She signed it there with Yvette</p> <p>12 Wang.</p> <p>13 Q Strategic Vision signed the</p> <p>14 contract in Virginia?</p> <p>15 A With Yvette Wang in Virginia,</p> <p>16 yes.</p> <p>17 Q Right above the signature page</p> <p>18 there is a subheading called duration, do you</p> <p>19 see that?</p> <p>20 A Yes.</p> <p>21 Q In the last sentence of that</p> <p>22 paragraph says, "Either party may terminate the</p> <p>23 contract with 30 days written notice."</p> <p>24 Do you see that?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 92</p> <p>1 MICHAEL WALLER</p> <p>2 at the end of the contract, right?</p> <p>3 A Yes.</p> <p>4 MR. GREIM: Objection, calls for</p> <p>5 a legal conclusion.</p> <p>6 Q That was your understanding?</p> <p>7 A I withdraw my legal conclusion.</p> <p>8 Q I'm not asking you -- you're a</p> <p>9 business person, right?</p> <p>10 A Yes.</p> <p>11 Q I'm just asking you for your</p> <p>12 understanding of the parties' terms. You don't</p> <p>13 have to have a JD to do that.</p> <p>14 So your understanding was that</p> <p>15 the deposit would be credited on a pro rata</p> <p>16 basis to the end of the contract, correct?</p> <p>17 MR. GREIM: I just object once</p> <p>18 again because this is for Strategic</p> <p>19 Vision's vision's understanding and not</p> <p>20 Mr. Waller's.</p> <p>21 Q Yeah, I'm asking for your</p> <p>22 understanding.</p> <p>23 You've no reason to disagree</p> <p>24 with what I just said, correct?</p> <p>25 A I agree it says the deposit will</p>
<p style="text-align: right;">Page 91</p> <p>1 MICHAEL WALLER</p> <p>2 Q That was your understanding of</p> <p>3 the terms of the agreement, correct?</p> <p>4 A Yes.</p> <p>5 Q And there didn't need to be</p> <p>6 cause to terminate, there didn't need to be a</p> <p>7 reason to terminate, correct?</p> <p>8 A Yes; correct.</p> <p>9 Q Thank you.</p> <p>10 And the contract was terminated</p> <p>11 by Eastern Profit on or about February 23, is</p> <p>12 that correct?</p> <p>13 A To my recollection, yes.</p> <p>14 Q I'm still looking on page 5 of</p> <p>15 the agreement here, the parties agreed that --</p> <p>16 it says, "The client will pay the contractor a</p> <p>17 deposit of U.S. \$1 million."</p> <p>18 Do you see that?</p> <p>19 A Yes.</p> <p>20 Q And a deposit, in fact, was</p> <p>21 paid, correct?</p> <p>22 A By ACA Capital, yes.</p> <p>23 Q And the parties -- with respect</p> <p>24 to the deposit, the parties agreed that the</p> <p>25 deposit would be credited on a prorated basis</p>	<p style="text-align: right;">Page 93</p> <p>1 MICHAEL WALLER</p> <p>2 be credited on a prorated basis to the final</p> <p>3 one, one-third month's of the contract.</p> <p>4 Q And you understood that the</p> <p>5 Strategic Vision understood that the \$1 million</p> <p>6 was a downpayment, not a signing fee, correct?</p> <p>7 A No, it was a deposit.</p> <p>8 Q So you did understand that it</p> <p>9 was a downpayment, not a signing fee?</p> <p>10 A Correct.</p> <p>11 MR. GREIM: Objection, vague.</p> <p>12 A In our negotiations with Mr. Guo</p> <p>13 on this contract, he did not like the idea of a</p> <p>14 signing bonus or a deposit, so we settled</p> <p>15 on -- pardon me, he didn't like the idea of a</p> <p>16 signing bonus or an advance, so he chose to</p> <p>17 call it a deposit, so we called it a deposit,</p> <p>18 too.</p> <p>19 Q But you agree that it's not a</p> <p>20 signing fee?</p> <p>21 A Correct.</p> <p>22 Q And you just testified, and I</p> <p>23 think we saw, maybe we didn't yet, but the \$1</p> <p>24 million deposit came in through ACA Capital,</p> <p>25 correct?</p>

24 (Pages 90 - 93)

<p style="text-align: right;">Page 94</p> <p>1 MICHAEL WALLER</p> <p>2 A Yes.</p> <p>3 Q And Strategic Vision did not</p> <p>4 return any portion of that deposit to ACA</p> <p>5 Capital, did it?</p> <p>6 A Correct. No, it did not.</p> <p>7 Q Turn, if you would again, you</p> <p>8 might still be there, page 5 of the research</p> <p>9 agreement.</p> <p>10 Sort of in the middle of the</p> <p>11 page there is a paragraph that starts with the</p> <p>12 word subsequent, do you see that?</p> <p>13 A Yes.</p> <p>14 Q Then so there is a sentence that</p> <p>15 starts with the word I will just read it all,</p> <p>16 "subsequent payments will be made to the same</p> <p>17 account unless mutually agreed otherwise in</p> <p>18 writing."</p> <p>19 Do you see that?</p> <p>20 A Yes.</p> <p>21 Q Then it says, "It is understood</p> <p>22 that the client may direct other entities to</p> <p>23 pay the contractor and that such payments will</p> <p>24 be deemed satisfactory."</p> <p>25 Do you see that?</p>	<p style="text-align: right;">Page 96</p> <p>1 MICHAEL WALLER</p> <p>2 Q But that never got memorialized</p> <p>3 in the written contract, correct?</p> <p>4 A Correct.</p> <p>5 Q Just generally speaking, from a</p> <p>6 business perspective of Strategic Vision, what</p> <p>7 was -- what services was Strategic Vision</p> <p>8 agreeing to provide to Eastern Profit under the</p> <p>9 agreement?</p> <p>10 MR. GREIM: Objection, vague.</p> <p>11 And one thing I'll say is this is</p> <p>12 all material that was in the original</p> <p>13 petition -- sorry, claim and counterclaim,</p> <p>14 it was already covered in the 30(b)(6) of</p> <p>15 Strategic Vision.</p> <p>16 So none of this about the</p> <p>17 statements of the services to be provided</p> <p>18 is new, and that's what we are limiting</p> <p>19 today to.</p> <p>20 MS. CLINE: The notice does call</p> <p>21 for documents that were newly produced,</p> <p>22 including a giant stack of handwritten</p> <p>23 notes by Mr. Waller regarding the</p> <p>24 negotiations of the contract.</p> <p>25 So I'm entitled to ask him his</p>
<p style="text-align: right;">Page 95</p> <p>1 MICHAEL WALLER</p> <p>2 A Yes.</p> <p>3 Q Are you aware of any prohibition</p> <p>4 in the contract that prohibited Eastern Profit</p> <p>5 from making payments from entities other than</p> <p>6 Eastern Profit?</p> <p>7 A It was explicit that they would</p> <p>8 be all entities controlled by Guo Wengui, that</p> <p>9 it was his money, and that he would -- he may</p> <p>10 use various vehicles to conceal from the</p> <p>11 Chinese government the fact that he was making</p> <p>12 these payments.</p> <p>13 Q And there was no prohibition</p> <p>14 that --</p> <p>15 MS. CLINE: Strike that.</p> <p>16 Q The parties -- there was no</p> <p>17 prohibition in the contract preventing Eastern</p> <p>18 Profit from making payment from an entity based</p> <p>19 in Hong Kong, was there?</p> <p>20 A Let me review this.</p> <p>21 In our negotiations with him, it</p> <p>22 was explicit that there would never be a</p> <p>23 payment straight from Hong Kong, because that</p> <p>24 would violate basic operational security</p> <p>25 compromising both Mr. Guo and all of us.</p>	<p style="text-align: right;">Page 97</p> <p>1 MICHAEL WALLER</p> <p>2 understanding of the contract.</p> <p>3 If they are inconsistent with his</p> <p>4 notes, then I will impeach him.</p> <p>5 MR. GREIM: Fair enough. I agree</p> <p>6 with that.</p> <p>7 MS. CLINE: Would you read back</p> <p>8 the last question and answer.</p> <p>9 (The portion of the record</p> <p>10 requested was read back by the reporter.)</p> <p>11 Q Can you answer that question?</p> <p>12 A In summary, the agreements were</p> <p>13 to dig up information on Chinese Communist</p> <p>14 Party members and their family members and</p> <p>15 their illegitimate children who would not</p> <p>16 overtly be connected to them, who were running</p> <p>17 or managing illegally gotten gains or money</p> <p>18 stolen by the CCP officials for their own self</p> <p>19 enrichment and any other kind of information</p> <p>20 that would show their breaking Chinese law or</p> <p>21 Communist Party "morality," anything that would</p> <p>22 cause them to be shown to be breaking Chinese</p> <p>23 law, American law and by extension discrediting</p> <p>24 the party leadership.</p> <p>25 Q And there were certain reports</p>

25 (Pages 94 - 97)

<p style="text-align: right;">Page 98</p> <p>1 MICHAEL WALLER</p> <p>2 or deliverables to be provided under the</p> <p>3 contract, correct?</p> <p>4 A Yes.</p> <p>5 Q And the deliverables would be</p> <p>6 delivered by USB only, correct?</p> <p>7 A Correct.</p> <p>8 Q Turn, if you would, to the first</p> <p>9 page of Exhibit Han 11.</p> <p>10 I direct your attention to the</p> <p>11 bottom of the page, paragraph A.</p> <p>12 There is a sub-bullet there that</p> <p>13 says, "Financial forensic historical research."</p> <p>14 Do you see that?</p> <p>15 A Yes.</p> <p>16 Q And that was one of the types of</p> <p>17 deliverables to be provided, correct?</p> <p>18 A Yes.</p> <p>19 Q And specifically if you go to</p> <p>20 the second line of that paragraph, it says,</p> <p>21 "Research will consist of in-depth and detailed</p> <p>22 reports of existing and historical business and</p> <p>23 financial transactions."</p> <p>24 Do you see that?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 100</p> <p>1 MICHAEL WALLER</p> <p>2 not permit us to do that, so we did not deliver</p> <p>3 them.</p> <p>4 Q If you turn the page and go to</p> <p>5 section B, it says, "Current tracking</p> <p>6 research."</p> <p>7 Do you see that?</p> <p>8 A Yes.</p> <p>9 Q And it says, "Current tracking</p> <p>10 research shall consist of, but not will be</p> <p>11 limited to in depth and detailed reports on</p> <p>12 movements of specified subjects by land, air</p> <p>13 and sea."</p> <p>14 Do you see that?</p> <p>15 A Yes.</p> <p>16 Q Did Strategic Vision deliver any</p> <p>17 reports of that nature?</p> <p>18 A Yes.</p> <p>19 Q Describe that?</p> <p>20 A We found movements of specific</p> <p>21 subjects by land and air, private and</p> <p>22 commercial, addresses and lodging, means of</p> <p>23 transportation, geolocation, and Mr. Guo</p> <p>24 refused to accept that information.</p> <p>25 Q Did you attempt to provide that</p>
<p style="text-align: right;">Page 99</p> <p>1 MICHAEL WALLER</p> <p>2 Q Did Strategic Vision ever</p> <p>3 produce such a deliverable?</p> <p>4 A Mr. Guo did not give us time.</p> <p>5 Q But just -- can you just answer</p> <p>6 my question so the record is clear.</p> <p>7 Did Strategic Vision ever</p> <p>8 produce such a deliverable?</p> <p>9 A Mr. Guo made it impossible for</p> <p>10 us to deliver that kind of material.</p> <p>11 Q So Strategic Vision did not</p> <p>12 deliver that material, correct?</p> <p>13 A I already said my answer.</p> <p>14 Q I need an answer to the question</p> <p>15 I understand.</p> <p>16 A I answered your question.</p> <p>17 Q I understand that you have</p> <p>18 another argument, but I need an answer to the</p> <p>19 question.</p> <p>20 Did Strategic Vision ever</p> <p>21 provide the in-depth and detailed reports of</p> <p>22 existing and historical business and financial</p> <p>23 transactions mentioned in the last paragraph of</p> <p>24 page 1?</p> <p>25 A I will say again, Mr. Guo did</p>	<p style="text-align: right;">Page 101</p> <p>1 MICHAEL WALLER</p> <p>2 information to Mr. Guo?</p> <p>3 A Yes.</p> <p>4 Q By what means?</p> <p>5 A By -- through Lianchao Han in</p> <p>6 February, the first or second week of February,</p> <p>7 2018.</p> <p>8 Q Tell me about that.</p> <p>9 A This was work we had found</p> <p>10 through Team 2.</p> <p>11 Q Team 2 is the ASOG team?</p> <p>12 A Yes.</p> <p>13 Q And what was the deliverable</p> <p>14 that --</p> <p>15 MS. CLINE: Well, strike that.</p> <p>16 Q Tell me about what Team 2 found?</p> <p>17 A Well, first of all we had a</p> <p>18 problem because there were questions about</p> <p>19 whether the research methodology was legal.</p> <p>20 We sought Mr. Guo's guidance on</p> <p>21 that and he refused to give that guidance, so</p> <p>22 we could not produce the data for him that had</p> <p>23 been retrieved.</p> <p>24 We could not provide him with</p> <p>25 the data that had been retrieved because we</p>

<p style="text-align: right;">Page 102</p> <p>1 MICHAEL WALLER</p> <p>2 were concerned about the legality of the way in</p> <p>3 which it was collected.</p> <p>4 Q Did Strategic Vision then</p> <p>5 receive from Team 2 a deliverable on a USB?</p> <p>6 A No, we received the deliverable</p> <p>7 on paper in their offices. They refused to</p> <p>8 provide all of the data because of their</p> <p>9 concerns about legality, but they gave us a</p> <p>10 summary of it.</p> <p>11 We went back to Mr. Guo through</p> <p>12 Lianchao Han for guidance saying we found</p> <p>13 information but we have hit an impasse, can you</p> <p>14 give us guidance on what to do?</p> <p>15 He refused to provide that</p> <p>16 guidance.</p> <p>17 Q The -- so, ASOG gave you written</p> <p>18 documentation?</p> <p>19 A He showed us.</p> <p>20 Q What did they show you?</p> <p>21 A It was a stack of about half an</p> <p>22 inch thick or more, maybe three-quarters of an</p> <p>23 inch thick of their actual documentation</p> <p>24 concerning flights from Shanghai to Los Angeles</p> <p>25 International Airport on private planes with</p>	<p style="text-align: right;">Page 104</p> <p>1 MICHAEL WALLER</p> <p>2 Q And Strategic Vision subpoenaed</p> <p>3 ASOG in this case, right?</p> <p>4 A Yes.</p> <p>5 Q And is there anything of the</p> <p>6 sort of what you're describing produced by ASOG</p> <p>7 in this case?</p> <p>8 MR. GREIM: Hold on, hold on.</p> <p>9 Actually Eastern Profit subpoenaed ASOG,</p> <p>10 Strategic Vision subpoenaed the person</p> <p>11 named in ASOG's response to your client.</p> <p>12 Q Okay, so Strategic Vision</p> <p>13 subpoenaed Adam Kraft?</p> <p>14 MR. GREIM: That's right.</p> <p>15 Q Is that your understanding?</p> <p>16 A I stand corrected from my</p> <p>17 previous statement. Yes, that is my</p> <p>18 understanding.</p> <p>19 Q And did Mr. Kraft produce any</p> <p>20 documents in response to the subpoena, to your</p> <p>21 knowledge?</p> <p>22 A I don't know.</p> <p>23 MR. GREIM: I will take this one</p> <p>24 just to be clear; he did not.</p> <p>25 MS. CLINE: Let's mark this one</p>
<p style="text-align: right;">Page 103</p> <p>1 MICHAEL WALLER</p> <p>2 the tail numbers that went to a private hangar</p> <p>3 where U.S. Customs had no inspectors.</p> <p>4 It had an airport in Wisconsin</p> <p>5 where these planes would be parked.</p> <p>6 It had names of individuals</p> <p>7 doing transit on those and other aircraft,</p> <p>8 these were private flights.</p> <p>9 It had -- let me see, back on</p> <p>10 this tracking research, it had significant</p> <p>11 contacts of the subjects involved.</p> <p>12 So it was a perfect set of</p> <p>13 datapoints through which to begin a serious</p> <p>14 deep dive, but we asked Mr. Guo for guidance</p> <p>15 because we -- he refused to provide that</p> <p>16 guidance, that's why we did not provide him the</p> <p>17 data.</p> <p>18 Q So, Strategic Vision -- sorry,</p> <p>19 ASOG showed you this information in hard copy</p> <p>20 form?</p> <p>21 A Yes.</p> <p>22 Q And you didn't receive a</p> <p>23 photocopy of that information?</p> <p>24 A No, they refused to provide it;</p> <p>25 because of questions of legality.</p>	<p style="text-align: right;">Page 105</p> <p>1 MICHAEL WALLER</p> <p>2 as the next up, please.</p> <p>3 (The above described document was</p> <p>4 marked Exhibit SV 105 for identification</p> <p>5 as of this date.)</p> <p>6 Q Have you seen Exhibit number 105</p> <p>7 before?</p> <p>8 A Yes.</p> <p>9 Q What is it?</p> <p>10 A This is an invoice from Allied</p> <p>11 Special Operations Group, ASOG, from March 2018</p> <p>12 for the work that we just discussed.</p> <p>13 Q Originally they were set to</p> <p>14 invoice Strategic Vision over \$100,000,</p> <p>15 correct?</p> <p>16 A Correct.</p> <p>17 Q And then ultimately they only</p> <p>18 invoiced Strategic Vision \$5,400,</p> <p>19 approximately?</p> <p>20 A Yes.</p> <p>21 Q You see on the page 2 of the</p> <p>22 invoice there is an asterisk at the top next to</p> <p>23 the words termination credit, do you see that?</p> <p>24 A Yes.</p> <p>25 Q It says see note below?</p>

27 (Pages 102 - 105)

<p style="text-align: right;">Page 106</p> <p>1 MICHAEL WALLER</p> <p>2 A Yes.</p> <p>3 Q Then at the bottom -- well, the</p> <p>4 last text on the page there is a bullet that</p> <p>5 says "termination credit," do you see that?</p> <p>6 A Yes.</p> <p>7 Q It says, "Client advised all</p> <p>8 targets are RP by NCS."</p> <p>9 Do you see that?</p> <p>10 A Yes.</p> <p>11 Q What does that mean?</p> <p>12 A This was the reason why they,</p> <p>13 ASOG, did not provide us physical copies of the</p> <p>14 data, because of questions of legality.</p> <p>15 The targets that Mrs. Wang gave</p> <p>16 us on behalf of Mr. Guo were -- which we</p> <p>17 provided to ASOG, were designated as RP or</p> <p>18 records protected.</p> <p>19 And what ASOG told us is that RP</p> <p>20 stands for -- as a designation for foreign</p> <p>21 nationals whose files are protected by federal</p> <p>22 authorities either because they are subject of</p> <p>23 national security investigation,</p> <p>24 counterterrorism investigation, criminal</p> <p>25 investigation, or they may be subject to it, or</p>	<p style="text-align: right;">Page 108</p> <p>1 MICHAEL WALLER</p> <p>2 A Yes.</p> <p>3 Q Do you know what that means?</p> <p>4 A Yes.</p> <p>5 Q Can you explain it?</p> <p>6 A Yes. They wanted to know who we</p> <p>7 were seeking this information for, and we</p> <p>8 wouldn't tell them in order to protect our</p> <p>9 agreement with Mr. Guo, and they immediately</p> <p>10 suspected that it was Mr. Guo because of how</p> <p>11 those names could be found open source linked</p> <p>12 to his.</p> <p>13 And we wouldn't acknowledge that</p> <p>14 either, and then they suspected that this may</p> <p>15 be a China's foreign counterintelligence</p> <p>16 operation and that we were being used for those</p> <p>17 purposes to assist the Chinese Secret Service</p> <p>18 in finding information on that selective list</p> <p>19 of people, meaning what did the U.S. Government</p> <p>20 know or what was the status of the U.S.</p> <p>21 criminal investigation of them.</p> <p>22 Q Can you just describe what you</p> <p>23 mean by open source linked?</p> <p>24 A So, you go through social media</p> <p>25 or any online media that's open source and you</p>
<p style="text-align: right;">Page 107</p> <p>1 MICHAEL WALLER</p> <p>2 conversely they may be collaborating with U.S.</p> <p>3 authorities.</p> <p>4 So they want to keep those</p> <p>5 records private so that nobody finds out about</p> <p>6 any of this until the government deems</p> <p>7 necessary.</p> <p>8 It was because of ASOG</p> <p>9 discovering this RP designation that it was</p> <p>10 unable to provide us with the data that it</p> <p>11 provided.</p> <p>12 Q And do you know, did they tell</p> <p>13 you what NCS means?</p> <p>14 A If I recall correctly it's</p> <p>15 National Counterterrorism Service but I am not</p> <p>16 sure.</p> <p>17 Q Did they provide a statutory</p> <p>18 site about this restricted persons concept?</p> <p>19 A No.</p> <p>20 Q Had you ever heard it before?</p> <p>21 A No.</p> <p>22 Q The next line says, "ASOG</p> <p>23 requests explanation by client. No explanation</p> <p>24 provided."</p> <p>25 Do you see that?</p>	<p style="text-align: right;">Page 109</p> <p>1 MICHAEL WALLER</p> <p>2 collect that on a very large scale, aggregate</p> <p>3 it, then do your link analysis to find out what</p> <p>4 some of the common names are.</p> <p>5 And Guo had apparently denounced</p> <p>6 a lot of these people in his videos or in his</p> <p>7 public statements, and they -- leading these</p> <p>8 analysts here immediately to assume that our</p> <p>9 client was Guo.</p> <p>10 Q Does open source mean public?</p> <p>11 A Yes.</p> <p>12 Q How did ASOG deliver this</p> <p>13 invoice that's Exhibit 105 to Strategic Vision?</p> <p>14 A I don't remember if it was by</p> <p>15 hand or by e-mail, but -- I know it was by</p> <p>16 e-mail, but I don't know if it was both.</p> <p>17 Q The documents that they showed</p> <p>18 you, that was in Texas?</p> <p>19 A Yes.</p> <p>20 Q And who was present for that</p> <p>21 meeting?</p> <p>22 A That was Adam Kraft who was the</p> <p>23 CEO, that was the CFO, Russ, last name began</p> <p>24 with R, I will remember it, and then the COO I</p> <p>25 will recall his name, it's -- if I see their</p>

<p style="text-align: right;">Page 110</p> <p>1 MICHAEL WALLER</p> <p>2 website I can tell you who the names were.</p> <p>3 And then there were three</p> <p>4 analysts who I only knew by their first names.</p> <p>5 Q Was anyone there on behalf of</p> <p>6 Strategic Vision other than yourself?</p> <p>7 A Yes, French Wallop was there.</p> <p>8 Q Was anyone else present other</p> <p>9 than the three individuals you described?</p> <p>10 A No.</p> <p>11 Q And, I'm sorry, you may have</p> <p>12 said this and I just didn't remember, where in</p> <p>13 Texas was the meeting?</p> <p>14 A Addison, Texas, it was right</p> <p>15 outside Dallas.</p> <p>16 Q At their offices?</p> <p>17 A Yes.</p> <p>18 Q Other than that -- so that</p> <p>19 information never ended up on a USB drive that</p> <p>20 was in your possession, correct?</p> <p>21 A No.</p> <p>22 Q And it certainly never made its</p> <p>23 way to Eastern Profit, correct?</p> <p>24 A Correct. We got into a big</p> <p>25 argument with them about it, saying we were</p>	<p style="text-align: right;">Page 112</p> <p>1 MICHAEL WALLER</p> <p>2 said I don't care if it's legal, just get it.</p> <p>3 MS. CLINE: Move to strike.</p> <p>4 A That is a completion of my</p> <p>5 answer. I ask that my comments be retained for</p> <p>6 the record.</p> <p>7 Q If you drop down to paragraph C</p> <p>8 on page 2 of the agreement, social media</p> <p>9 research, do you see that subtitle?</p> <p>10 A Yes.</p> <p>11 Q It goes on to say, "Shall</p> <p>12 consist of in-depth and detailed reports on the</p> <p>13 social media usage and networks of specified</p> <p>14 subjects and public figures."</p> <p>15 Do you see that?</p> <p>16 A Yes.</p> <p>17 Q Did Strategic Vision ever</p> <p>18 provide a deliverable that meets that</p> <p>19 description?</p> <p>20 A Yes.</p> <p>21 Q Tell me about that.</p> <p>22 A It first obviously is to</p> <p>23 research anything or anyone you need to do</p> <p>24 basic research on it, so Team 1 did its own</p> <p>25 initial research through open source or public</p>
<p style="text-align: right;">Page 111</p> <p>1 MICHAEL WALLER</p> <p>2 ready to pay for it, she should have told us</p> <p>3 this ahead of time, and this was causing</p> <p>4 problems for us and for the client, and they</p> <p>5 said this, if we give it to you, it's going to</p> <p>6 break federal law, so no.</p> <p>7 That's when we went back to</p> <p>8 Mr. Guo for guidance through Lianchao Han about</p> <p>9 what to do next.</p> <p>10 Q When you say we and they,</p> <p>11 meaning Strategic Vision got into an argument</p> <p>12 with ASOG?</p> <p>13 A Correct.</p> <p>14 Q So, other than the stack of hard</p> <p>15 copy papers that you described that you saw but</p> <p>16 didn't receive from ASOG, did Strategic Vision</p> <p>17 compile any other tracking research consistent</p> <p>18 with paragraph B on page 2 of the agreement?</p> <p>19 A No, that was our first crack at</p> <p>20 the tracking research.</p> <p>21 Q And then -- just bear with me.</p> <p>22 A I might also add that it was a</p> <p>23 problem on the legality side because while</p> <p>24 Lianchao Han was scrupulous about obeying U.S.</p> <p>25 law, Yvette Wang was not, and she even once</p>	<p style="text-align: right;">Page 113</p> <p>1 MICHAEL WALLER</p> <p>2 social media on certain of the targets on that</p> <p>3 15 person list.</p> <p>4 That was their own basic work.</p> <p>5 So the only report, in quotes, that we provided</p> <p>6 as a deliverable was showing how the research</p> <p>7 team was setting up its methodology to collect</p> <p>8 this data, but we did not -- that was the</p> <p>9 extent of the report, it was just an initial</p> <p>10 status report after the first week.</p> <p>11 Q Okay.</p> <p>12 A Or two.</p> <p>13 Q So there was a report on</p> <p>14 methodology, correct?</p> <p>15 A Yes, but keep in mind our</p> <p>16 reports were not supposed to be analytical,</p> <p>17 they were supposed to be simply raw data.</p> <p>18 But we wanted to demonstrate to</p> <p>19 the client the methodology that was being used</p> <p>20 so that the client would understand how the</p> <p>21 work was being done.</p> <p>22 Q Okay, but was there a</p> <p>23 deliverable provided that detailed the social</p> <p>24 media usage and networks of the subjects?</p> <p>25 A No, only the methodology</p>

<p style="text-align: right;">Page 114</p> <p>1 MICHAEL WALLER</p> <p>2 deliverable that I just mentioned.</p> <p>3 Q Just to close the loop, that</p> <p>4 methodology report was delivered how and when</p> <p>5 and to whom?</p> <p>6 A It was delivered to Yvette Wang</p> <p>7 by USB port and I was told, "This is all shit,</p> <p>8 it's worthless. Don't bother with this."</p> <p>9 Q And was this the delivery on</p> <p>10 January of 26th?</p> <p>11 A It was said on two occasion.</p> <p>12 Q The delivery of the methodology</p> <p>13 report with respect to social media research,</p> <p>14 when was that made?</p> <p>15 A It was either January 26th, I</p> <p>16 think it was -- I think it was January 26th.</p> <p>17 Q Was there more than one report</p> <p>18 on social media methodology?</p> <p>19 A No, but I don't remember if it</p> <p>20 was on -- if it was delivered on that day or at</p> <p>21 a nearby day, I just want to be careful about</p> <p>22 the date.</p> <p>23 Q And, in total, how many USB</p> <p>24 drives did Strategic Vision deliver to Eastern</p> <p>25 Profit?</p>	<p style="text-align: right;">Page 116</p> <p>1 MICHAEL WALLER</p> <p>2 Q And the second USB that was all</p> <p>3 code, does that relate to any of those three</p> <p>4 subject matter areas?</p> <p>5 A It related to all three.</p> <p>6 Let me say it potentially</p> <p>7 related to all three.</p> <p>8 Q What do you mean by potentially?</p> <p>9 A It was still encrypted code and</p> <p>10 Ms. Wang and Mr. Guo were insistent that we</p> <p>11 deliver it regardless.</p> <p>12 I said it hasn't been decrypted</p> <p>13 yet, and they essentially said we don't care,</p> <p>14 we want it anyway.</p> <p>15 We said it won't be of any use</p> <p>16 to you until it's decrypted. So I went and</p> <p>17 retrieved it anyway for them.</p> <p>18 Q I am just going to show you a</p> <p>19 document, I'm not going to mark it yet because</p> <p>20 I think I know what the answer to this question</p> <p>21 is going to be.</p> <p>22 Do you see this document, it has</p> <p>23 a color code key at the top of it?</p> <p>24 A Yes.</p> <p>25 Q What's the Bates label on the</p>
<p style="text-align: right;">Page 115</p> <p>1 MICHAEL WALLER</p> <p>2 A Either two or three to Yvette</p> <p>3 Wang. I think it was two, but it might have</p> <p>4 been three.</p> <p>5 Q So, one would be the social</p> <p>6 media research methodology report you just</p> <p>7 mentioned, correct?</p> <p>8 A Yes.</p> <p>9 Q And what was the nature of the</p> <p>10 other USB deliverable?</p> <p>11 A It was raw code.</p> <p>12 Q When was that delivery made?</p> <p>13 A On or about the 30th of January</p> <p>14 2018.</p> <p>15 Q And did the raw code relate</p> <p>16 to --</p> <p>17 MS. CLINE: Sorry, let me strike</p> <p>18 that.</p> <p>19 Q Turn back to page 1 of the</p> <p>20 contract, if you would.</p> <p>21 You see that there are the three</p> <p>22 indented bullets, financial, forensic</p> <p>23 historical research, current tracking research</p> <p>24 and social media research; do you see that?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 117</p> <p>1 MICHAEL WALLER</p> <p>2 bottom of the page?</p> <p>3 A SVUS 001939.</p> <p>4 Q That's Ms. Wallop's document, is</p> <p>5 that correct?</p> <p>6 A Yes.</p> <p>7 Q You are not here to testify</p> <p>8 about that?</p> <p>9 A Correct.</p> <p>10 Q So turn back, if you would, to</p> <p>11 the Strategic Vision's counterclaim.</p> <p>12 And specifically page 31</p> <p>13 paragraph 36?</p> <p>14 A Yes.</p> <p>15 Q All right, let's start with the</p> <p>16 first sentence, says, "Strategic Vision's team</p> <p>17 working in other countries also found troubling</p> <p>18 breaches of security by Eastern Profit and Guo</p> <p>19 that frustrated and prevented Strategic</p> <p>20 Vision's performance."</p> <p>21 Do you see that?</p> <p>22 A Yes.</p> <p>23 Q Which team is Strategic Vision</p> <p>24 referring to there?</p> <p>25 A Team 1.</p>

<p style="text-align: right;">Page 122</p> <p>1 MICHAEL WALLER</p> <p>2 A These are my handwritten notes,</p> <p>3 the first page was from the first time we met</p> <p>4 Guo when I did not use a notebook, most if not</p> <p>5 all of the remainder were from my notebooks.</p> <p>6 Q Just meaning page 1 was sort of</p> <p>7 a looseleaf?</p> <p>8 A Yes, it was the back of a page</p> <p>9 of something else.</p> <p>10 Q Okay, and then the rest of</p> <p>11 Exhibit 106 is a bound notebook?</p> <p>12 A Yes, I believe they were from</p> <p>13 two notebooks.</p> <p>14 No, this is just one.</p> <p>15 Q What is your note taking</p> <p>16 practice, generally speaking?</p> <p>17 A In some meetings I don't take</p> <p>18 notes at all, because people won't be as open</p> <p>19 or they don't want them taken, or you just want</p> <p>20 to keep things confidential.</p> <p>21 In these types of meetings I</p> <p>22 take notes which is a combination of what's</p> <p>23 being said, what -- so it's not quite minutes,</p> <p>24 but it's virtually minutes of the meeting, to</p> <p>25 memorialize what was said at the meeting.</p>	<p style="text-align: right;">Page 124</p> <p>1 MICHAEL WALLER</p> <p>2 underlined follow-up 1/25.</p> <p>3 This is notes from a meeting</p> <p>4 with team leader one, Team 1 leader and about a</p> <p>5 little below, halfway down the capital letter</p> <p>6 says security flaws.</p> <p>7 So we were told Guo and Yvette</p> <p>8 Wang both said these slides were extremely</p> <p>9 secret, never to reveal anything.</p> <p>10 Team 1 found the exact slide of</p> <p>11 number one already online on something that</p> <p>12 Guo's network of people had already posted in</p> <p>13 public.</p> <p>14 Q So just when you say the exact</p> <p>15 slide of number 1, you are referring to one</p> <p>16 page in a hard copy document that Eastern</p> <p>17 Profit provided to Strategic Vision?</p> <p>18 A In a -- one page in an</p> <p>19 electronic document that Eastern Profit</p> <p>20 provided to Strategic Vision.</p> <p>21 Q Okay.</p> <p>22 A Okay, that was slide number one.</p> <p>23 "Information on number 2 on the</p> <p>24 confidential slide was found on the same</p> <p>25 website as they found information on number 1."</p>
<p style="text-align: right;">Page 123</p> <p>1 MICHAEL WALLER</p> <p>2 It also has brainstorming in</p> <p>3 there and then own ideas that I develop or</p> <p>4 notes that I make to myself about later</p> <p>5 follow-up.</p> <p>6 So it's -- you won't see a</p> <p>7 consistent method to all the notes.</p> <p>8 Q So I think you referred a moment</p> <p>9 ago to notes that you took when you're meeting</p> <p>10 with Team 1, is that correct?</p> <p>11 A The Team 1 leader.</p> <p>12 No, no, I said it's reflected in</p> <p>13 my notes what Team 1 had said, but I didn't</p> <p>14 take notes. I don't recall that I took notes</p> <p>15 with Team 1 leader.</p> <p>16 We will probably explore that as</p> <p>17 you question me.</p> <p>18 Q And I'll ask you to do a little</p> <p>19 work here, could you find the notes to which</p> <p>20 you were just referring in this packet?</p> <p>21 A Okay, there is another set of</p> <p>22 notes that I provided in discovery that I don't</p> <p>23 see here, so if -- there is an off chance it</p> <p>24 could be in there.</p> <p>25 Okay. Page 1788, it's</p>	<p style="text-align: right;">Page 125</p> <p>1 MICHAEL WALLER</p> <p>2 So there was a breach somewhere</p> <p>3 there.</p> <p>4 And then it says "Team," meaning</p> <p>5 Team 1, "knows that others are doing searches."</p> <p>6 This was searches on the exact same people at</p> <p>7 the exact same time.</p> <p>8 He said, "Big risk of getting</p> <p>9 caught," which means the team felt that even</p> <p>10 though they had taken all the measures they</p> <p>11 had, this was going to compromise them.</p> <p>12 "Team hesitated because they</p> <p>13 found other" word illegible "into e-mails and</p> <p>14 accounts and they feared getting caught</p> <p>15 therefore need more security or risk lock down.</p> <p>16 "And we can screw it up for the</p> <p>17 other team," meaning another team that we would</p> <p>18 either hire or Guo had said he had three or</p> <p>19 four other teams, so we told them to be</p> <p>20 cautious because we didn't want Team 1 to be</p> <p>21 compromising anything that Guo might have had</p> <p>22 with any other teams that he might have hired.</p> <p>23 He never told us if he actually</p> <p>24 did hire them.</p> <p>25 So the same slide, "raises</p>

<p style="text-align: right;">Page 126</p> <p>1 MICHAEL WALLER</p> <p>2 alarms," so after "they", Team 1, "came to us</p> <p>3 for guidance," and we go to M, which is Miles</p> <p>4 Kwok or Wengui, "for guidance to provide it</p> <p>5 back," so they were requesting guidance on</p> <p>6 that.</p> <p>7 Q I was confused by your</p> <p>8 testimony, did Mr. Guo ever represent to</p> <p>9 Strategic Vision that he had hired other teams</p> <p>10 to do similar research?</p> <p>11 A He said he had in the past, but</p> <p>12 he said he had three or four other teams,</p> <p>13 meaning at his disposal, but he didn't say one</p> <p>14 way or another whether he had hired them at the</p> <p>15 same time.</p> <p>16 Q So the only basis for the</p> <p>17 allegation that there were other teams actively</p> <p>18 researching the same targets is what you</p> <p>19 learned from Team 1, isn't that correct?</p> <p>20 A Yes, so these were the people</p> <p>21 actually doing the work, and they found someone</p> <p>22 else out there is searching in the same</p> <p>23 territory we were and we fear a security</p> <p>24 breach.</p> <p>25 I believe I have other notes on</p>	<p style="text-align: right;">Page 128</p> <p>1 MICHAEL WALLER</p> <p>2 A Yes.</p> <p>3 Q What does called mean?</p> <p>4 A That means the client had called</p> <p>5 for a status report. It doesn't mean telephone</p> <p>6 call.</p> <p>7 Q So meaning Eastern Profit had</p> <p>8 called you?</p> <p>9 A No, Mr. Guo had contacted us</p> <p>10 through Yvette Wang.</p> <p>11 Q Called for, meaning requested?</p> <p>12 A Yes. Ms. Wang contacted us to</p> <p>13 get the latest status report.</p> <p>14 Q And what do you mean by all 30</p> <p>15 pieces?</p> <p>16 A I would presume that meant a</p> <p>17 reference to the fish. So it's 30 in the</p> <p>18 contract.</p> <p>19 Q Please turn to the next page, if</p> <p>20 you would.</p> <p>21 A By the way, right below that it</p> <p>22 says, "We can't do a hard start each month."</p> <p>23 That referred to the -- what</p> <p>24 amounted to tortious interference of stopping</p> <p>25 Team 1 by having the leader travel abroad and</p>
<p style="text-align: right;">Page 127</p> <p>1 MICHAEL WALLER</p> <p>2 the other notebook which is not in this</p> <p>3 exhibit.</p> <p>4 Q While we are on that page, there</p> <p>5 is, sort of talking about page 1788, there is a</p> <p>6 list of cities sort of on the right margin,</p> <p>7 what do those represent?</p> <p>8 A Those are the codes where we</p> <p>9 would say let's meet at a certain place,</p> <p>10 because Mr. Guo insisted that all of the</p> <p>11 exchanges of information be done in person by</p> <p>12 USB drive and not online.</p> <p>13 So, I would send a text, see you</p> <p>14 at 17, with I would mean see you in Zurich, so</p> <p>15 that was our code key.</p> <p>16 Q But this particular conversation</p> <p>17 that was on January 25th was it -- was by</p> <p>18 phone?</p> <p>19 A No, it was in person.</p> <p>20 Q You see right under your</p> <p>21 follow-up 1/25 there is an asterisk, do you see</p> <p>22 that?</p> <p>23 A Um-hum.</p> <p>24 Q It says, "Called for a status</p> <p>25 report on all 30 pieces?"</p>	<p style="text-align: right;">Page 129</p> <p>1 MICHAEL WALLER</p> <p>2 then having me travel abroad to meet every few</p> <p>3 days to exchange whatever partial data that</p> <p>4 they were able to recover.</p> <p>5 So this was impeding their</p> <p>6 efforts.</p> <p>7 Q So what were the terms of the</p> <p>8 contract between you and Team 1?</p> <p>9 A Strategic Vision and Team 1?</p> <p>10 Q Sorry, Strategic Vision and Team</p> <p>11 1.</p> <p>12 A That the contract was to do the</p> <p>13 deep dive research on -- for the first month on</p> <p>14 all 15 of the -- all the main 15 names listed</p> <p>15 on that 89 page document and then from that</p> <p>16 point on ten more names or ten names every</p> <p>17 month, not 15.</p> <p>18 Q But what did the -- we saw an</p> <p>19 invoice for \$200,000 earlier, do you recall</p> <p>20 that?</p> <p>21 A Yes.</p> <p>22 Q And what was supposed to have</p> <p>23 been accomplished for that \$200,000?</p> <p>24 A So that was the setup for the --</p> <p>25 because we did not have, nor did we ever</p>

33 (Pages 126 - 129)

<p style="text-align: right;">Page 142</p> <p>1 MICHAEL WALLER</p> <p>2 Q And then drop down to the next</p> <p>3 sentence, it says, "The MSS has a role not only</p> <p>4 in repressing domestic political dissent, but</p> <p>5 also in monitoring and suppressing activities</p> <p>6 overseas that are deemed to be subversive of</p> <p>7 the Chinese Communist Party."</p> <p>8 Do you see that?</p> <p>9 A Yes.</p> <p>10 Q What is the basis of Strategic</p> <p>11 Vision's allegations there?</p> <p>12 A That is from that same previous</p> <p>13 source that I just told you, Guo telling Gertz,</p> <p>14 but it's also through my own work.</p> <p>15 I got my doctorate in studying</p> <p>16 communist secret police systems and studied the</p> <p>17 Soviet system, of which the Chinese system is a</p> <p>18 Sinofide copy, so I understand through my own</p> <p>19 professional work on how precisely how these</p> <p>20 systems work and also how fortunes are made by</p> <p>21 people who get under the wing of certain of</p> <p>22 their officials.</p> <p>23 The MSS learned a lot from the</p> <p>24 KGB.</p> <p>25 Q Drop down to paragraph 54, first</p>	<p style="text-align: right;">Page 144</p> <p>1 MICHAEL WALLER</p> <p>2 Q Guo told you personally?</p> <p>3 A Yes, because I was interested</p> <p>4 in -- I had commented to him how I had worked</p> <p>5 on the Soviet side of things and saw how Soviet</p> <p>6 entrepreneurs made their money through the KGB,</p> <p>7 and he said yeah, he said -- and then he</p> <p>8 described how he built the Pengzhzhou Plaza</p> <p>9 Hotel and how he blackmailed the vice mayor</p> <p>10 of -- or extorted the vice mayor of Beijing by</p> <p>11 having surreptitious sex videos made of him in</p> <p>12 order to advance a property acquisition that</p> <p>13 Guo had wanted or to recover property that the</p> <p>14 Party had taken away from him.</p> <p>15 Q Just move to the last sentence</p> <p>16 of paragraph 54, "Guo was able to use his</p> <p>17 connection with Ma and the MSS against Guo's</p> <p>18 business arrivals in Cline?"</p> <p>19 A Yes.</p> <p>20 Q "While the MSS was able to use</p> <p>21 Guo's business empire against its own targets</p> <p>22 in China?"</p> <p>23 A Yes.</p> <p>24 Q Same question, what's the basis</p> <p>25 for that allegation.</p>
<p style="text-align: right;">Page 143</p> <p>1 MICHAEL WALLER</p> <p>2 sentence, "On information and belief 'Guo was a</p> <p>3 long time employee of Vice Minister Ma Jian.'"</p> <p>4 Do you see that?</p> <p>5 A Yes.</p> <p>6 Q First of all, do you know why</p> <p>7 Strategic Vision has that part of that sentence</p> <p>8 in quotes there?</p> <p>9 A If it was in quotes it would</p> <p>10 have been quoted from a public source.</p> <p>11 Q Do you know what the public</p> <p>12 source is you are relying on there?</p> <p>13 A Probably the footnote was pulled</p> <p>14 out, but I am surmising that it's also from</p> <p>15 that same July 2017 Gertz article based on the</p> <p>16 Guo interview.</p> <p>17 Q Okay, next sentence, "On</p> <p>18 information and belief, Guo paid MSS officials</p> <p>19 and bought surveillance equipment for the MSS</p> <p>20 in exchange for favors."</p> <p>21 What is Strategic Vision's basis</p> <p>22 for that allegation?</p> <p>23 A Guo told that to Bill Gertz in</p> <p>24 some of Gertz's writings and he told me</p> <p>25 personally on November 21st, 2017.</p>	<p style="text-align: right;">Page 145</p> <p>1 MICHAEL WALLER</p> <p>2 A Same answer, Guo told Bill Gertz</p> <p>3 who reported on it and Guo told me in at least</p> <p>4 two discussions and then it was out there in</p> <p>5 other open source journalistic accounts.</p> <p>6 Q So, did you have nonpublic</p> <p>7 conversations with Mr. Gertz regarding Mr. Guo?</p> <p>8 A Only in the beginning when he</p> <p>9 arranged for us to -- arranged for Strategic</p> <p>10 Vision to do work for Mr. Guo.</p> <p>11 Q Okay, did any of your</p> <p>12 conversations, private conversations with</p> <p>13 Mr. Gertz form the basis for the allegations in</p> <p>14 Strategic Vision's counterclaim?</p> <p>15 A No.</p> <p>16 Bill Gertz and I both understand</p> <p>17 that a lot of people can do really terrible</p> <p>18 things, and then they see the light and then</p> <p>19 they convert to the right cause.</p> <p>20 As a dissident, for example, as</p> <p>21 an opponent of the Communist Party, and you can</p> <p>22 forgive the guy and work with the guy because</p> <p>23 now you have a similar cause.</p> <p>24 So he's using his contacts and</p> <p>25 methodology against the Chinese regime, so we</p>

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DEPOSITION ERRATA SHEET

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16	Page _____	Line _____	Reason _____
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17	_____ Subject to the above		
18	changes, I certify that the transcript is		
19	true and correct		
20	_____ No changes have been		
21	made. I certify that the transcript is		
22	true and correct.		
23			
24	_____		
25	MICHAEL WALLER		